UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF PENNSYLVANIA

B. MILLER,

a/k/a STRANDON MILLER,

Plaintiff :

CIVIL ACTION NO. 3:16-0605

v. : (JUDGE MANNION)

C.O. S.L. HOLT, <u>et al</u>.,

Defendants :

<u>ORDER</u>

For the reasons set forth in the Memorandum of this date, IT IS

HEREBY ORDERED THAT:

- 1. Defendant Holt's motion to dismiss and for summary judgment (Doc. 26) is **GRANTED**. Judgment is hereby entered in favor of the Defendant Holt, and against the Plaintiff.
- 2. Defendants, R.E. Lynn, S.P. Allen, and S.M. Holezman, will be dismissed pursuant to of <u>28 U.S.C.</u> §1915(e)(2)(B)(ii).
- 3. The Clerk of Court is directed to **CLOSE** this case.
- 4. Any appeal taken from this order will be deemed frivolous, without probable cause, and not taken in good faith. See 28 U.S.C. §1915(a)(3).

s/ Malachy E. Mannion

MALACHY E. MANNION
United States District Judge

Dated: July 31, 2017